

#119-09 (OAL Decision not available online)

OAL DKT. NO. EDU 6120-08  
AGENCY DKT. NO. 167-6/08

IN THE MATTER OF THE SUSPENSION :  
OF THE TEACHING CERTIFICATE OF :  
ANDREA LAMB, D.U.E. SEASON : COMMISSIONER OF EDUCATION  
CHARTER SCHOOL, CAMDEN COUNTY. : DECISION  
\_\_\_\_\_ :

The record, Stipulation of Settlement, and Initial Decision issued by the Office of Administrative Law (OAL), pursuant to *N.J.A.C. 1:1-19.1*, have been reviewed.

Upon such review, the Commissioner observes that the Chief Education Officer of D.U.E. Season Charter School signed the Stipulation of Settlement on behalf of the Board. In that neither the file nor the settlement agreement contains a copy of the Board of Trustee's resolution approving the settlement and designating this individual to sign the agreement on its behalf, nor, in the alternative, is the agreement signed by the Board attorney – who is the Board's duly authorized representative in litigation – the Commissioner cannot approve the within settlement agreement.

Accordingly, the Commissioner hereby remands this matter to the OAL for revision of the Stipulation of Settlement consistent with the concerns set forth above. If the parties are unwilling or unable to reach accord on a modified agreement for submission to the Commissioner, the matter shall proceed to hearing.

IT IS SO ORDERED.\*

COMMISSIONER OF EDUCATION

Date of Decision: April 14, 2009

Date of Mailing: April 14, 2009

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\* This decision may be appealed to the Appellate Division of the Superior Court pursuant to *P.L. 2008, c. 36*.